

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MASSACHUSETTS  
Boston Division**

**Civil Action No.: 04-12535-NMG**

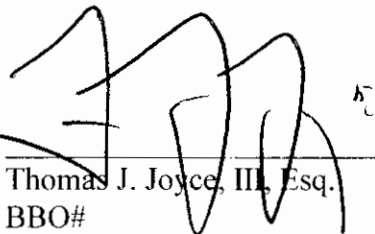
<b>ROBERT KILLAY</b>	)	
<b>Plaintiff,</b>	)	
<b>vs.</b>	)	
<b>SPRINGFIELD TERMINAL</b>	)	
<b>RAILWAY COMPANY and</b>	)	
<b>BOSTON &amp; MAINE CORPORATION</b>	)	
<b>Defendants.</b>	)	

**STIPULATION OF DISMISSAL**

All parties to the above entitled action, pursuant to the provisions of Federal Rules of Civil Procedure 41(a)(1)(ii), hereby stipulate that said action be dismissed, with prejudice, without costs or expenses including attorney's fees and waiving all rights of appeal.

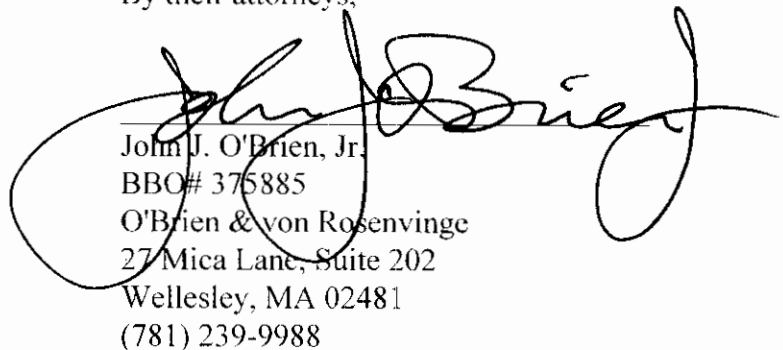
Respectfully submitted,

The Plaintiff,  
By his attorney,



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The Defendants,  
Springfield Terminal Railway Company  
and Boston & Maine Corporation,  
By their attorneys,



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